

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

CHARLES ELLIS,

Plaintiff,

v.

COUNTY OF KERN, *et al.*,

Defendants.

Case No. 1:22-cv-00436-NODJ-BAM (PC)

ORDER DISCHARGING ORDER  
DIRECTING PLAINTIFF TO SUBMIT  
COMPLETED SERVICE DOCUMENTS OR  
SHOW CAUSE WHY ACTION SHOULD  
NOT BE DISMISSED FOR FAILURE TO  
PROSECUTE

(ECF No. 19)

Plaintiff Charles Ellis (“Plaintiff”) is a county jail inmate proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983. This action proceeds on Plaintiff’s first amended complaint against Defendants Gifford, Alvarez, Boyd, and Lemon for excessive force and for denial of medical care in violation of the Fourteenth Amendment.

On January 8, 2024, the Court issued an order authorizing service of the first amended complaint and forward service documents to Plaintiff for completion and return within thirty days. (ECF No. 18.) On February 26, 2024, the Court issued an order directing Plaintiff to submit completed service documents or show cause why this action should not be dismissed for failure to prosecute. (ECF No. 19.)

On February 29, 2024, Plaintiff submitted completed service documents for Defendants Alvarez, Boyd, Gifford, and Lemon, together with a notice of submission of documents. (ECF No. 20.) It appears Plaintiff’s submission crossed in the mail with the Court’s February 26, 2024

1 order.

2 As Plaintiff has submitted the necessary service documents, the Court finds it appropriate  
3 to discharge the February 26, 2024 order to show cause. The service documents have been  
4 forwarded to the United States Marshals Service (“USMS”) and USMS has been directed to  
5 effectuate service of the first amended complaint and summonses on Defendants. Plaintiff does  
6 not need to take any further action at this time.

7 Accordingly, the February 26, 2024 order to show cause, (ECF No. 19), is HEREBY  
8 DISCHARGED.

9  
10 IT IS SO ORDERED.

11 Dated: February 29, 2024

/s/ Barbara A. McAuliffe  
12 UNITED STATES MAGISTRATE JUDGE  
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